

IN PIMA COUNTY SUPERIOR COURT

FILED  
GARY L. HARRISON  
CLERK, SUPERIOR COURT

2019 JAN -7 AM 9:21

AFFIDAVIT FOR SEARCH WARRANT

**19SW0037**

D. WANDELL, DEPUTY

YOUR AFFIANT, **Special Agent Cullen Conerly**, A PEACE OFFICER IN THE STATE OF ARIZONA AND EMPLOYED BY THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION, BEING FIRST DULY SWORN, UPON OATH, DESPOSES AND SAYS:

That on or about the 1st day of August 2018, a public offense in violation of Arizona Revised Statutes:

- A.R.S. 13-1003, Conspiracy, a class 2 felony,
- A.R.S. 13-2312, Illegally Conducting an Enterprise, a class 3 felony,
- A.R.S. 13-3417(A), Use of a Wire Communication or Electronic Communication in a Drug Related Transaction, a class 4 felony,

was or is being committed in the County of Pima, State of Arizona.

YOUR AFFIANT (has probable cause to believe) that:

{X} on the person(s) of:

- Raymond Herbert THACKER, DOB 01/08/1966, 6'3", 285 pounds, Brown hair, Blue eyes, SSN [REDACTED]-4460

{X} in and upon the premises (including all buildings, structures, rooms, equipment, and vehicles used in connection or located within the curtilage of said premises) known and described as:

- 5371 North Emerald Avenue, Unit 2, Tucson, Arizona, 85705, is a corner lot completely fenced in with a chain-linked gate at the entrance. The chain-linked gate opens outward from the South side with a pad lock halfway up the left side of the gate. The front gate is also covered by long green siding with two black signs in the upper middle portion of the gate that say "No trespassing" and "Private Property" in orange lettering. On the South

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side of the property there is an elevated tan structure with a single North facing entry and no windows. The tan structure also has two security cameras affixed to the northeast corner that face the East and North sides of the property. There are multiple structures and vehicles located on the property. Directly to the northeast of the tan structure is a light colored shed with a red strip across the top and a satellite dish on the northeast corner. The far northwest corner of the property contains a white 5<sup>th</sup> wheel trailer with multiple windows and a door facing East. The residence sits on the northwest corner of North Emerald Avenue and West Sahara Street. **\*SEE ATTACHMENT B\***

{ } in vehicle(s) described as:

there is certain person (s), property or things

{X} is the subject of an outstanding arrest warrant and/or is wanted for the above mentioned charges

{ } Which are stolen or embezzled

{X} Which were used as means for committing a public offense

{X} Which are being possessed with intent to use as a means of committing a public offense

{ } Which are in the possession of to whom it was delivered for the purpose of concealing it or preventing it from being discovered

{X} which consists of any item or constitutes any evidence which tends to show that a public offense has been committed such as being more fully described in the affidavit.

That said property or things are described as follows:

**"SEE ATTACHMENT A"**

That the following facts establish probable cause for believing that grounds for the issuance of a search warrant for the aforementioned items/persons exists:

Since January, 2018, Special Agents from the Drug Enforcement Administration Sierra Vista Resident Office have been working a joint investigation with the Cochise County Sheriff's Office and the Arizona Department of Public Safety (DPS). On August 14, 2018, agents obtained Pima County Superior Court Order 18-WT-0001 authorizing the interception of wire communications to and from (520) 999-1669 (Target Telephone Two or TT-2) used by Daniel HUNTER. Daniel HUNTER was identified as a methamphetamine and heroin distributor operating out of Sahuarita, Arizona. Raymond THACKER, utilizing telephone number (520) 255-8242, was identified as a high frequency caller of HUNTER.

On August 28, 2018, at approximately 2:33 p.m., reference call session 899, Daniel HUNTER placed an outgoing call using phone number (520) 999-1669 to Raymond THACKER on phone number (520) 255-8242. During the call, HUNTER informed THACKER that he, "needed to do something." HUNTER told THACKER, "I need, whatever, whatever you got. You know what I mean?" THACKER replied, "I've got...quite a bit for you." HUNTER replied, "Okay, cool, cuz I'm like really short. Well, not really really short but, yeah, real short. Like, like, um...two foot tall. About two foot tall." THACKER replied, "Oh, I'll probably have two feet covered for you easy." THACKER and HUNTER continued their conversation and arranged for HUNTER to meet with THACKER at THACKER's residence. Your Affiant believes, based on this conversation and your Affiant's knowledge of this case, that HUNTER was asking THACKER for money to facilitate a future drug transaction. On the same date, at approximately 5:19 p.m., agents were conducting physical surveillance of THACKER's residence, located at 5371 North Emerald Avenue, Unit 2, Tucson, Arizona, and observed HUNTER arrive at THACKER's residence and enter the residence.

On the same date, at approximately 9:03 p.m., reference call session 923, HUNTER placed an outgoing call to phone number (520) 248-9943 (Target Telephone Nine or TT-9). HUNTER was speaking Spanish and identified himself as Daniel and asked if he was speaking with Carlos, to which, "CARLOS" LNU confirmed. HUNTER asked CARLOS LNU for, "five" tomorrow. CARLOS LNU confirmed, "five" with HUNTER and asked if the morning was okay. HUNTER confirmed the morning

was okay. CARLOS LNU stated, "Perfect my friend, see you in the morning." Agents were able to identify CARLOS LNU as a methamphetamine and heroin source of supply for HUNTER.

On August 30, 2018, at approximately 3:54 p.m., reference call session 1312, HUNTER placed an outgoing call to THACKER. THACKER informed HUNTER that he had just left work and would be home in 30 minutes. HUNTER told THACKER that he would stop by and also stated that he had, "that" for THACKER. Based on your Affiant's training, experience, and knowledge of the events that occurred on August 28, 2018 and August 29, 2018, your Affiant believes that HUNTER was contacting THACKER to let THACKER know that he had THACKER's share of methamphetamine from the purchase that was made the day before and would be delivering the methamphetamine to THACKER at his residence.

On September 18, 2018, at approximately 3:55 p.m., reference call session 2400, THACKER sent a text message to HUNTER which read, "I have 4 brand new LT 285-65-20 BF Goodrich All Retain tires. Are you interested in them.???" On the same date, at approximately 4:16 p.m., reference call session 2402, HUNTER replied, "mabe how much." HUNTER then sent THACKER an additional text message, reference call session 2403, which read, "Aren't you like ready." On the same date, at approximately 5:10 p.m., reference call session 2408, THACKER replied, "I have cash for you but still have all the parts. Things are slow don't know why. If you want the tires you know we'll make you a smoken deal." Your Affiant believes that HUNTER was asking THACKER if THACKER was ready for an additional shipment of methamphetamine. THACKER replied to HUNTER that he had cash for HUNTER, which your Affiant believes is cash for the methamphetamine that was fronted to THACKER. However, THACKER said that he still had all the parts and that things have been slow. Your Affiant is aware that many of the subjects associated with HUNTER's drug trafficking organization use the phrase, "car parts" when speaking about methamphetamine and that THACKER was informing HUNTER that he had not sold much methamphetamine since the last delivery he received.

On September 21, 2018, at approximately 9:54 a.m., reference call session 2466, THACKER sent HUNTER a text message which read, "Hey buddy how are you.? I have a GRAND deal for you if you have time to swing bye." Your Affiant believes that THACKER was discreetly informing HUNTER that he had \$1,000.00 for HUNTER due to THACKER capitalizing the word "GRAND" and the context of their prior conversations.

On September 27, 2018, at approximately 5:27 p.m., reference a series of call sessions between HUNTER and CARLOS LNU in which CARLOS LNU contacted HUNTER and asked to collect on a drug related debt. On the same date, at approximately 6:45 p.m., reference call session 2803, HUNTER sent an outgoing message to THACKER that read, "hey u home." At approximately 6:59 p.m., reference call session 2817, HUNTER received a text message from THACKER which read, "Yes my good friend I am at home. You gonna stop by.???" After receiving text messages THACKER, HUNTER sent a text message to CARLOS LNU at approximately 7:01 p.m., reference call session 2818, which read, "2000 rite now but my friend has 3000 i need to go get but he wont e home tjll 930." After responding to CARLOS, HUNTER sent a text message to THACKER at approximately 7:01 p.m., reference call session 2820, which read, "yes. im in need to do anything." At approximately 7:03 p.m., reference call session 2821, HUNTER sent THACKER an additional text message which read, "you have the motor done?" At approximately 7:04 p.m., reference call session 2822, THACKER responded, "No but I got two real good plans how to. Things are just slow I don't know what the fuck is up." At approximately 7:05 p.m., reference call session 2823, THACKER sent a text message to HUNTER which read, "Any idea when.???" At approximately 7:06 p.m., reference call session 2824, HUNTER replied, "going to leave the house in 15 c u in 1 hour ok." At approximately 7:06 p.m., reference call session 2825, THACKER replied, "No problem. Drive safe." On the same date, at approximately 8:42 p.m., reference call session 2868, HUNTER sent THACKER a text message which read, "Outside your fence." At approximately 8:43 p.m., reference call session 2869, HUNTER placed an outgoing call to THACKER and asked THACKER where he was. HUNTER informed THACKER that he was already at THACKER's house and THACKER stated that he was down the road and would be coming home shortly.

On September 29, 2018, at approximately 8:28 p.m., reference call session 3007, HUNTER sent a text message to THACKER which read, "you home?" At approximately 8:30 p.m., reference call session 3008, HUNTER placed a call to THACKER and left a voicemail which stated, "Hey Ray, this is Dan, man. I am on my way, I am on your street almost. Call me or text me or something, man. Let me know." At approximately 8:32 p.m., reference call session 3009, HUNTER sent THACKER a text message which read, "hello." On September 30, 2018, at approximately 3:02 p.m., reference call session 3037, THACKER sent HUNTER a text message which read, "Hey if you recall I gave you four hundred towards my parts so I only owe you six. So if you want that you can come for it." At approximately 3:04 p.m., reference call session 3041, HUNTER replied, "Thought you were bringing it to me." At approximately 3:07 p.m., reference call session 3042, HUNTER sent THACKER an additional text message which read, "Need to see what I have anyway the motor looks sweet, if you can help me out with some extraparts it wood help me out can you do that??" At approximately 5:26 p.m., reference call session 3047, THACKER replied, "I will bring it but Monday is tomorrow... I Wii definitely bring you all the spare parts I can get." At approximately 5:27 p.m., reference call session 3049, HUNTER replied, "don't you have to work monday?" At approximately 5:31 p.m., reference call session 3050, THACKER responded, "Yeah don't you remember I have a credit union they're not open on weekends." Your Affiant believes that HUNTER was still attempting to collect additional money to pay towards his drug debt to CARLOS and that THACKER still owed HUNTER six hundred dollars from drugs HUNTER previously fronted to THACKER.

On October 1, 2018, at approximately 5:03 p.m., reference call session 3080, HUNTER received an incoming text message from THACKER. The text message read, "Hey boss just getting off work and couldn't get to the bank. In sorry. What do you want me to do." At approximately 5:10 p.m., reference call session 3084, HUNTER responded, "really .thanks bro.when I needed help." At approximately 5:42 p.m., reference call session 3088, THACKER responded, "Fuck bro I had to work in the fucking rain for 11 fucking hours. I have what I owe you plus a little more. Sorry I have to work because I don't make as much money as you do. At least I always pay in full and don't owe you." Your Affiant believes the call

sessions from October 1, 2018, highlight the extent of HUNTER's drug trafficking activities and further confirms that HUNTER is THACKER's source of supply due to the fact that THACKER refers to HUNTER as, "boss" and stated that he always pays in full.

Your Affiant knows, from prior training and experience in investigating drug crimes, that the aforementioned facts and circumstances show that THACKER is actively engaged in the sales of methamphetamine and was an essential component of a drug trafficking conspiracy involving HUNTER and CARLOS LNU. Further, your Affiant knows that a person who sells methamphetamine typically is engaged in the sales or use of other illicit drugs, to include but not limited to Marijuana, Cocaine, and/or Heroin. Further, your Affiant knows that persons who engage in illegal sales or use of illegal drugs often possess firearms in which are utilized to protect their drugs and proceeds from persons who wish to forcefully steal from the drug dealer.

Your Affiant believes there is just and probable cause that THACKER possesses items of evidentiary value inside THACKER's residence located at 5371 North Emerald Avenue, Unit 2, Tucson, Arizona, as listed above, that proves he is indeed engaged in the sales of methamphetamine. Your Affiant believes that THACKER currently resides at 5371 North Emerald Avenue, Unit 2, and that there will be additional information pertaining to THACKER's involvement in the Transnational Criminal Organization (TCO) involving HUNTER and CARLOS LNU inside the residence. Your Affiant further knows that "fronting" is a common practice that drug dealers use to move their product and receive money at a later time, and that the telephone calls and text messages between HUNTER and THACKER further show that THACKER was involved in the fronting of thousands of dollars worth of product.

Your Affiant requests a daytime warrant be granted for Raymond Herbert THACKER, DOB 01/08/1966, 5371 North Emerald Avenue, Unit 2, Tucson, Arizona 85705, and all vehicles found within the curtilage of the property. Your Affiant requests a search warrant be issued commanding a search be made of the persons, premises, buildings, and vehicles described herein for the property, persons and things

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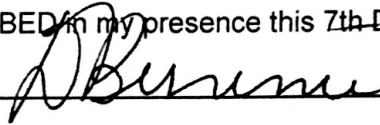
herein described, and the same be retained in the custody of the Affiant or in the custody of the agency which the Affiant represents and disposed of according to law, pursuant to A.R.S. 13-3920.



Special Agent Cullen Conerly

Peace Officer for the State of Arizona

SWORN TO AND SUBSCRIBED in my presence this 7<sup>th</sup> Day of January, 2019



Honorable Judge Deborah Bernini

Pima County Superior Court